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A/C.4/47/L.2
16 October 1992
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Forty-seventh session
FOURTH COMMITTEE
Agenda item 18

IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

QUESTION OF WESTERN SAHARA

Draft resolution submitted by the Chairman of the Fourth Committee

The General Assembly,

Having considered the question of Western Sahara,

Recalling the inalienable right of all peoples to self-determination and independence, in accordance with the principles set forth in the Charter of the United Nations and in General Assembly resolution 1514 (XV) of 14 December 1960, containing the Declaration on the Granting of Independence to Colonial Countries and Peoples,

Recalling its resolution 46/67 of 11 December 1991,

Recalling also the agreement in principle given on 30 August 1988, by the Kingdom of Morocco and the Frente Popular para la Liberación de Saguia el-Hamra y de Río de Oro to the proposals of the Secretary-General of the United Nations and the current Chairman of the Assembly of Heads of State and Government of the Organization of African Unity in the context of their joint mission of good offices,

Recalling further Security Council resolutions 621 (1988) of 20 September 1988, 658 (1990) of 27 June 1990, 690 (1991) of 29 April 1991, and 725 (1991) of 31 December 1991 relating to the question of Western Sahara,

Recalling with satisfaction the entry into force of the cease-fire in Western Sahara on 6 September 1991, in accordance with the proposal of the Secretary-General accepted by the two parties,

Noting with satisfaction the appointment on 23 March 1992 of Mr. Sahabzada Yaqub-Khan as Special Representative of the Secretary-General for Western Sahara,

Noting with satisfaction the section on Western Sahara in the final Declaration of the Tenth Conference of Heads of State or Government of Non-Aligned Countries, held at Jakarta from 1 to 6 September 1992,

Having examined the relevant chapter of the report of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, 1/

Having also examined the report of the Secretary-General, 2/

1. Takes note with appreciation of the report of the Secretary-General;

2. Pays tribute to the Secretary-General for his action with a view to settling the question of Western Sahara by the implementation of the settlement plan;

3. Reiterates its support for further efforts of the Secretary-General for the organization and supervision by the United Nations, in cooperation with the Organization of African Unity, of a referendum for self-determination of the people of Western Sahara, in conformity with resolutions 658 (1990) and 690 (1991) by which the Security Council adopted the settlement plan for Western Sahara;

4. Endorses the contents of the letter dated 31 August 1992 from the President of the Security Council addressed to the Secretary-General 3/ by which the members of the Council shared the views of the Secretary-General on the necessity of the two parties scrupulously abiding by the cease-fire and abstaining from any provocative behaviour endangering the settlement plan and expressed their hope that both parties would extend their full cooperation to the Secretary-General and the Special Representative in their efforts to achieve speedy progress in the implementation of the plan and would make extraordinary efforts to ensure the success of the plan;

1/ A/47/23 (Part V), chap. IX.

2/ A/47/506.

3/ S/24504.

5. Requests the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to continue to consider the situation in Western Sahara, bearing in mind the ongoing referendum process, and to report thereon to the General Assembly at its forty-eighth session;

6. Invites the Secretary-General to submit to the General Assembly at its forty-eighth session a report on the implementation of the present resolution.

UNITED NATIONS

A

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IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

QUESTION OF GIBRALTAR

Draft text of consensus

The General Assembly, recalling its decision 46/420 of 11 December 1991 and recalling at the same time that the statement agreed to by the Governments of Spain and the United Kingdom of Great Britain and Northern Ireland at Brussels on 27 November 1984 1/ stipulates, inter alia, the following:

> "The establishment of a negotiating process aimed at overcoming all the differences between them over Gibraltar and at promoting cooperation on a mutually beneficial basis on economic, cultural, touristic, aviation, military and environmental matters. Both sides accept that the issues of sovereignty will be discussed in that process. The British Government will fully maintain its commitment to honour the wishes of the people of Gibraltar as set out in the preamble of the 1969 Constitution",

takes note of the fact that, as part of this process, the Ministers for Foreign Affairs have held annual meetings alternatively in each capital, and urges both Governments to continue their negotiations with the object of reaching a definitive solution to the problem of Gibraltar in the light of relevant resolutions of the General Assembly and in the spirit of the Charter of the United Nations.

1/ A/39/732, annex.

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FOURTH COMMITTEE
Agenda item 18

IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

QUESTION OF GIBRALTAR

Draft text of consensus submitted by the Chairman

The General Assembly, recalling its decision 46/420 of 11 December 1991 and recalling at the same time that the statement agreed to by the Governments of Spain and the United Kingdom of Great Britain and Northern Ireland at Brussels on 27 November 1984 1/ stipulates, inter alia, the following:

> "The establishment of a negotiating process aimed at overcoming all the differences between them over Gibraltar and at promoting cooperation on a mutually beneficial basis on economic, cultural, touristic, aviation, military and environmental matters. Both sides accept that the issues of sovereignty will be discussed in that process. The British Government will fully maintain its commitment to honour the wishes of the people of Gibraltar as set out in the preamble of the 1969 Constitution",

takes note of the fact that, as part of this process, the Ministers for Foreign Affairs have held annual meetings alternately in each capital, and urges both Governments to continue their negotiations with the object of reaching a definitive solution to the problem of Gibraltar in the light of relevant resolutions of the General Assembly and in the spirit of the Charter of the United Nations.

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* Reissued for technical reasons.

1/ A/39/732, annex.

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Agenda item 101

OFFERS BY MEMBER STATES OF STUDY AND TRAINING FACILITIES FOR INHABITANTS OF NON-SELF-GOVERNING TERRITORIES

Algeria, Antigua and Barbuda, Argentina, Australia, Barbados, Belize, Benin, Brazil, Bulgaria, Burundi, China, Costa Rica, Cuba, Cyprus, El Salvador, Fiji, Guatemala, Guinea, Guyana, Honduras, Indonesia, Iran (Islamic Republic of), Jamaica, Madagascar, Mali, New Zealand, Nicaragua, Nigeria, Pakistan, Panama, Papua New Guinea, Philippines, Saint Lucia, Samoa, Singapore, Solomon Islands, Sudan, Sweden, Thailand, Trinidad and Tobago, Tunisia, Uruguay, Vanuatu and Venezuela: draft resolution

Offers by Member States of study and training facilities for inhabitants of Non-Self-Governing Territories

The General Assembly,

Recalling its resolution 46/66 of 11 December 1991,

Having examined the report of the Secretary-General on offers by Member States of study and training facilities for inhabitants of Non-Self-Governing Territories, 1/ prepared pursuant to General Assembly resolution 845 (IX) of 22 November 1954,

Conscious of the importance of promoting the educational advancement of the inhabitants of Non-Self-Governing Territories,

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1/ A/47/486.

Strongly convinced that the continuation and expansion of offers of scholarships is essential in order to meet the increasing need of students from Non-Self-Governing Territories for educational and training assistance, and considering that students in those Territories should be encouraged to avail themselves of such offers,

1. Takes note of the report of the Secretary-General;

2. Expresses its appreciation to those Member States that have made scholarships available to the inhabitants of Non-Self-Governing Territories;

3. Invites all States to make or continue to make generous offers of study and training facilities to the inhabitants of those Territories that have not yet attained self-government or independence and, wherever possible, to provide travel funds to prospective students;

4. Urges the administering Powers to take effective measures to ensure the widespread and continuous dissemination in the Territories under their administration of information relating to offers of study and training facilities made by States and to provide all the necessary facilities to enable students to avail themselves of such offers;

5. Requests the Secretary-General to report to the General Assembly at its forty-eighth session on the implementation of the present resolution;

6. Draws the attention of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples to the present resolution.

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NATIONS

A

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ORGANIZATION OF WORK

Note by the Chairman

Upon conclusion of the general debate on the remaining items on its agenda (see document A/C.4/47/1), the Fourth Committee will take action on the draft resolutions and draft decisions contained in the documents indicated, in the order given below:

	Draft resolutions/decisions	Item
1.	A/47/23 (Part IV), chap. VIII, para. 10 (p. 13)	Information from Non-Self-Governing Territories transmitted under Article 73 e of the Charter of the United Nations [98]
2.	A/47/23 (Part III), chap. V, para. 15 (p. 4)	Activities of those foreign economic and other interests which impede the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples in Territories under colonial domination and efforts to eliminate colonialism, apartheid and racial discrimination in southern Africa [99]
3.	A/47/23 (Part III), chap. VI, para. 12 (p. 10)	Military activities and arrangements by colonial Powers in Territories under their administration which might be impeding the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples [18]

	Draft resolutions/decisions	Item
4.	A/47/23 (Part IV), chap. VII, para. 15 (p. 4)	Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations [100]
5.	A/C.4/47/L.4	Offers by Member States of study and training facilities for inhabitants of Non-Self-Governing Territories [101] Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples [18]
6.	A/C.4/47/L.2	- Western Sahara
7.	A/C.4/47/L.3	- Gibraltar
8.	A/47/23 (Part V), chap. IX, para. 31 (p. 7) A/47/23 (Part VI), chap. X, paras. 25 and 26	- New Caledonia
9.	Draft resolution (p. 6)	- American Samoa, Anguilla, Bermuda, British Virgin Islands, Cayman Islands, Guam, Montserrat, Tokelau, Turks and Caicos Islands and United States Virgin Islands
10.	Draft decision I (p. 23)	- Pitcairn
11.	Draft decision II (p. 23)	- St. Helena

UNITED NATIONS

A

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IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

United States of America: amendments to the draft resolution on American Samoa, contained in document A/47/23 (Part VI), chapter X, paragraph 25, draft resolution B I

1. Third preambular paragraph

Before Fono insert Governor and the

2. Operative paragraph 1, second line

For in September 1991 by the Fono read created under executive order by the Governor in August 1992

3. Operative paragraph 2

(a) Second line

After territorial Government, to insert continue to

(b) Fourth and fifth lines

Delete and to take measures to create more employment opportunities for the people of the Territory

4. Operative paragraph 3, first line

After administering Power to insert continue to

5. Delete operative paragraph 5 and renumber operative paragraph 6 as operative paragraph 5

6. New operative paragraph 5 (former operative paragraph 6)

(a) First line

Delete with regret

(b) Second and third lines

Delete and calls upon the administering Power to facilitate the dispatch of such a mission

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IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

United States of America: amendments to the draft resolution on Guam, contained in document A/47/23 (Part VI), chapter X, paragraph 25, draft resolution B VI

1. Operative paragraph 1

   (a) First line

   After administering Power to insert continue to

   (b) Fifth line

   For right to self determination and independence read right to self-determination, including independence

2. Operative paragraph 2, second line

   After territorial Government to insert continue to

3. Operative paragraph 4, first line

   For administering Power to support measures read administering Power to continue to support appropriate measures

4. Operative paragraph 5

(a) First line

After administering Power that insert it continue to recognize and respect

(b) Third line

Delete be recognized and respected

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IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

United States of America: amendments to the draft resolution on the United States Virgin Islands, contained in document A/47/23 (Part VI), chapter X, paragraph 25, draft resolution B X

1. Replace the ninth preambular paragraph by the following

Noting the expressed concerns of the Virgin Islands Government and people of the Territory over the vacancy of the District Court judgeship and their wish for the appointment of Virgin Islanders to other top posts in the judicial system,

2. Replace operative paragraph 2 by the following

2. Invites the administering Power, as a matter of urgency, to facilitate the termination of federal ownership of Water Island at the end of 1992;

3. (a) Replace operative paragraph 3 by the following

3. Notes that nominees have been named for both district court judgeships; the district court judge on Saint Croix is a Virgin Islander;

(b) Delete operative paragraph 4

(c) Renumber operative paragraph 5 as operative paragraph 4

4. Former operative paragraph 5 (new operative para. 4)

(a) Fifth line

For in accordance with the read in accordance with the policy of the administering Power and the

(b) Sixth line

Delete , and to provide financial assistance as necessary

(c) Renumber former operative paragraph 6 as new operative paragraph 5.